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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
MONROE DIVISION

JUL 22 2005

*may*  
ROBERT H. SHENKEL, CLERK  
WESTERN DISTRICT OF LOUISIANA  
MONROE LOUISIANA

UNITED STATES OF AMERICA

CRIMINAL NO.: 3:02CR30043-02

VS

JUDGE JAMES

KINDAL L. NATION

MAG. JUDGE HAYES

CERTIFICATE OF APPEALABILITY

A final order having been filed in the above-captioned habeas case, the court, considering the record in this case and the requirements of 28 U.S.C. § 2253, hereby finds that:

The certificate of appealability is **DENIED** because the applicant has failed to demonstrate a substantial showing of the denial of a constitutional right.

The certificate of appealability is **GRANTED** for the below reasons:

The applicant has made a substantial showing that the following issues constitute a denial of a constitutional right:

Signed at Monroe, Louisiana, this 22 day of July, 2005.

  
ROBERT G. JAMES  
UNITED STATES DISTRICT JUDGE